



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. 00-713-i23)

#

In the Application of:)
Mirkin *et al.*) Examiner: J. Riley
Serial No. 09/976,900)) Group Art Unit: 1656
Filed: October 12, 2001))
For: Nanoparticles Having Oligonucleotides) Confirmation No.: 3590
Attached Thereto and Uses Therefor)

RESPONSE TO NOTICE TO COMPLY

U.S. Patent and Trademark Office
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Arlington, VA 22202

Sir:

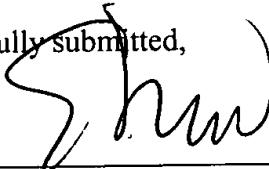
This is in response to the Notice to Comply mailed March 18, 2002. Attached is a paper copy of a substitute Sequence Listing and 3.5" diskette containing a computer readable copy of the Sequence Listing in accordance with 37 C.F.R. § 1.821(e). As requested by the Notice, a substitute Sequence Listing and diskette is being substituted as a replacement for a damaged diskette. In accordance with 37 C.F.R. §§ 1.821-1.825, the computer readable copy is identical to the paper copy filed with the disclosure of the application and the attached Sequence Listing. No new matter has been added to the application as a result of this submission.

Prompt consideration and entry of this response is respectfully requested.

Date: March 26, 2002

Respectfully submitted,

By:


Emily Miao
Reg. No. 35,285



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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/976,900 | 10/12/2001 | Chad A. Mirkin | 00-713-i23 |

CONFIRMATION NO. 3590
FORMALITIES LETTER



OC000000007663505

Emily Miao
 McDonnell Boehnen Hulbert & Berghoff
 32nd Floor
 300 S. Wacker Drive
 Chicago, IL 60606

Date Mailed: 03/18/2002

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS
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 DISCLOSURES**

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

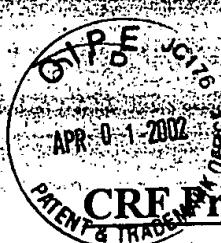
- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d). Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
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*A copy of this notice **MUST** be returned with the reply.*

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 PART 2 - COPY TO BE RETURNED WITH RESPONSE



01/12

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CRF Problem Report

The Scientific and Technical Information Center (STIC) experienced a problem when processing the following computer readable form (CRF):

Application Serial Number: 09/976,900
Filing Date: 10/12/2001
Date Processed by STIC: 2/6/2002

STIC Contact: Mark Spencer, 703-308-4212

Nature of Problem:

The CRF (was):

(circle one) Damaged or Unreadable (for Unreadable, see attached)
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 Other:

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Applicants submitting genetic sequence information electronically on diskette or CD-Rom should be aware that there is a possibility that the disk/CD-Rom may have been affected by treatment given to all incoming mail.

Please consider using alternate methods of submission for the disk/CD-Rom or replacement disk/CD-Rom.

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3. Hand Carry directly to:
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Revised 01/29/2002